

CALCULATIONS

Previous Income Calculations by the Court

(From April 2, 2007 Sealed Memorandum & Order - Court Filing #17)

Information from Top Docs

\$880/week (x 52 weeks = \$45,760 annual gross income)
- 40% deductions
\$528/week net
x 52
\$27,456 annual net income

Information from Fleming

\$440 per 8-hour day
If work 3 days/week = \$68,604 annual gross income
- 40% deductions
\$41,184 annual net income

Current Information Regarding Fleming's Income - (From payroll records)

2005	Top Docs Payroll Records reflect \$60,302 from Sept – Dec 2005 (4 months) - Indicating Ability to Earn	~\$180,906
2006	Top Docs Payroll Records	= \$196,531
2007	Top Docs Payroll Records & Fleming's Tax Return	= \$195,336
2008	Top Docs Payroll Records \$43,799 from 1/1/08–2/13/08 Alliance Recruiting Payroll Records <u>\$38,380</u> from 4/7/08–5/18/08 (4.58 months) Total \$82,179 - Indicating Ability to Earn	~\$215,316

Previous Information regarding Fleming's Expenses (From 2/28/07 Financial Affidavit and 3/2007 Showing for Court's Reconsideration of Appointment of Counsel)

Child Support/Alimony - \$3,600
GMAC - \$1,300
Visa Credit Card - \$700
Rent - \$1,300
Food - \$160
Taxes - \$166
Vehicle & Boat Insurance - \$166
Life Insurance - \$142
Timeshare Maintenance - \$208
Car registrations & maintenance - \$100
Clothing - \$60
Eyeglasses - \$80
Dental - \$210
Utilities - \$100

Total: \$8,292/month x 12 = **\$99,504/year**

Current Information regarding Fleming's Expenses (From July 22, 2008 letter from Fleming to Mike Hansen, listing Fleming's Expenses, incorporated in the July 28, 2008 Memorandum from USPSO Mindy Bare to Judge Piester)

Rent - \$1,360
Taxes - \$886 quarterly (\$295/month)
Utilities - \$70 - \$90
Auto Insurance - \$3,000 bi-annually (\$500/month)
Rental Insurance - \$70
GMAC - \$1,344.10
Child Support (and Alimony) - \$3,384.06
Cell Phones - \$250
Food & Clothing - \$300 - \$400
Life Insurance - \$125
Divorce Attorney – Varies
Gasoline - \$100

Total: \$7,918/month x 12 = **\$95,016/year**

Discretionary Income

Income from 2007 Tax Return (\$195,336 / 12 months)	\$16,278/month
Monthly Expenses per Fleming's letter (including taxes)	- <u>\$ 7,918</u>
Monthly Discretionary Income	\$8,360
 Annual Discretionary Income	 \$100,320